

112-08-04

10/519515

PCT 4

DT01 Rec'd PCT/PT 07 DEC 2004

**NON-PROVISIONAL
UTILITY PATENT APPLICATION
TRANSMITTAL - 37 CFR 1.53(b)**

☐ Duplicate
(check, if applicable)

17231 U.S. PTO
120704

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney Docket No.: 681132-2
First Named Inventor: Kyl L. Smith
Express Mail Label No.: EV 610007340 US
Total Pages of Transmittal Form: 3

112941 U.S. PTO
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120704

Transmitted herewith for filing is the non-provisional utility patent application entitled:

COMPOSITIONS FOR IMPROVING MENTAL PERFORMANCE

which is:

an ☐ Original; or

a ☒ Continuation, ☐ Divisional, or ☐ Continuation-in-part (CIP)

of prior International Application No. PCT/US02/21062 filed July 3, 2002, which claims the benefit of U.S. Provisional Application No. 60/302,653, filed July 5, 2001.

Anticipated Group/Art Unit: or Class, Subclass .

☐ This non-provisional patent application is based on Provisional Patent Application No. ___, filed ___.

Enclosed are:

☒ Specification (including Abstract) and claims: 35 pages.

☐ ___ sheets of drawings (formal).

☐ Application Data Sheet.

☒ Newly unexecuted Declaration (original).

☐ Copy of Declaration from prior application.

☐ Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable).

☐ Microfiche computer program (Appendix).

☐ Nucleotide and/or Amino Acid Sequence Submission, including:

☐ Computer readable copy ☐ Paper Copy ☐ Verified Statement.

☐ Under PTO-1595 Cover Sheet, an assignment of the invention

☒ Name of Assignee: Vital Basics, Inc.

☐ Certified copy(ies) of Application No(s). ___ filed ___ is/are filed:

☐ herewith or ☐ in prior application ____.

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- ☒ Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as ☐ an Independent Inventor, or ☒ a Small Business Concern, or ☐ a Non-Profit Organization.
- ☐ Preliminary Amendment.
- ☐ Information Disclosure Statement, PTO/SB/08A, and cited references.
- ☐ Request for Nonpublication of Application Under 35 U.S.C. §122(b)
- ☒ Other: Petition for Revival of An Application For Patent Abandoned Unintentionally Under 37 C.F.R. § 1.137(b) as filed simultaneously herewith.

The filing fee is calculated as follows:

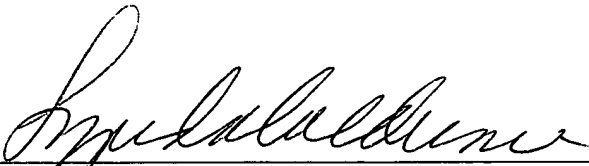
			SMALL ENTITY			LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE:			BASIC FEE:	
			\$395			\$790	
Total	14-20 =	0	X9	\$ 0	OR	X18	\$
Independent	3- 3=	0	X44	\$ 0	OR	X88	\$
[2] Multiple Dependent Claims Present			\$150	\$ 150	OR	\$300	\$
			TOTAL	\$ 545	OR	TOTAL	\$

- ☐ The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts
- ☒ A check in the amount of **\$545.00** to cover the filing is enclosed.
- ☒ The Commissioner is hereby authorized to charge and/or credit **Deposit Account No. 50-1017 (Billing No. 681132.0002)** as noted below. A duplicate copy of this sheet is enclosed.
- ☒ Any overpayments or deficiencies in the above-calculated fee.
- ☐ Filing fee in the amount of \$_____ as calculated above.
- ☒ Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.
- ☒ In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

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LLC:llc

Enclosures

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